

# **BULKY DOCUMENTS**

(exceeds 300 pages)

**Proceeding/Serial No:** 91161373

**Filed:** 08-25-2006

**Title:** Opposer's Notice of Reliance Under Rule  
2.122(e)

**Part 2 of 2**

**American Italian Pasta Company**

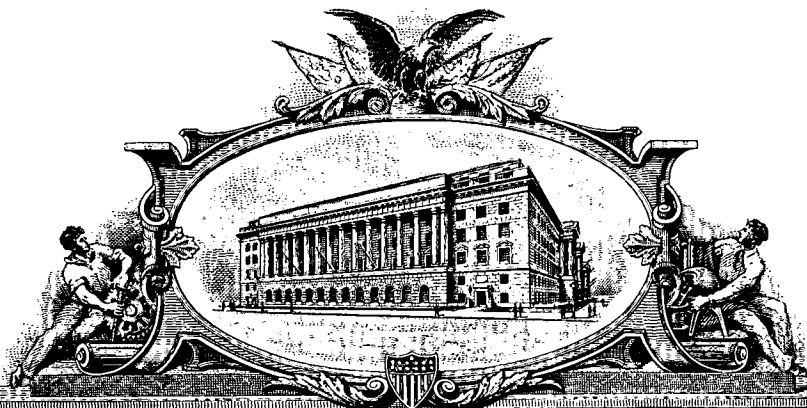
**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 206**

7033010



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

October 10, 2006

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,903,131 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *November 16, 2004*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant***

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

  
**T. WALLACE**  
Certifying Officer



**Int. Cl.: 6**

**Prior U.S. Cls.: 2, 12, 13, 14, 23, 25 and 50**

**Reg. No. 2,903,131**

**United States Patent and Trademark Office**

**Registered Nov. 16, 2004**

**TRADEMARK  
PRINCIPAL REGISTER**

**AMERICA'S FAVORITE GARAGE DOORS**

CLOPAY BUILDING PRODUCTS R&D COMPANY, INC. (DELAWARE CORPORATION), DBA CLOPAY BUILDING PRODUCTS COMPANY, INC.

8585 DUKE BOULEVARD  
MASON, OH 450403101

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE GARAGE DOORS, APART FROM THE MARK AS SHOWN.

SEC. 2(F).

FOR: METAL GARAGE DOORS, IN CLASS 6 (U.S. CLS. 2, 12, 13, 14, 23, 25 AND 50).

SER. NO. 78-188,423, FILED 11-25-2002.

FIRST USE 3-31-1998; IN COMMERCE 3-31-1998.

LINDA M. KING, EXAMINING ATTORNEY

**American Italian Pasta Company**

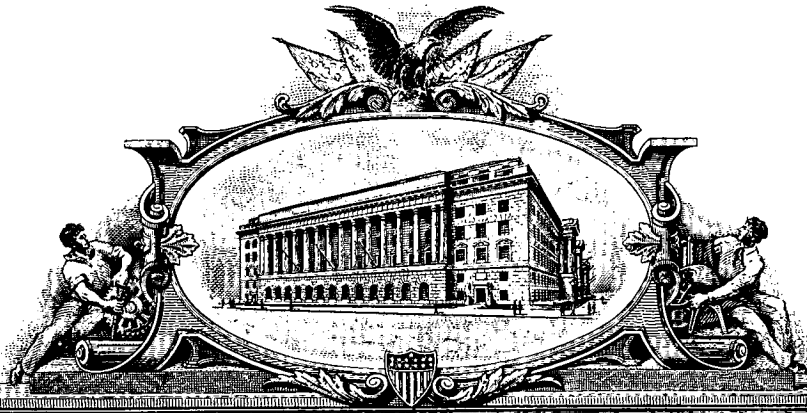
**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 207**

7033010



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**October 11, 2006**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 1,256,452 IS  
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND  
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN  
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES  
PATENT AND TRADEMARK OFFICE.**

**REGISTERED FOR A TERM OF 20 YEARS FROM *November 01, 1983*  
1st RENEWAL FOR A TERM OF 10 YEARS FROM *November 01, 2003*  
SECTION 8**

**SAID RECORDS SHOW TITLE TO BE IN:**

***REGISTRANT***

**By Authority of the**

**Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

*T. Wallace*  
**T. WALLACE**

**Certifying Officer**



**Int. Cl.: 36**

**Prior U.S. Cl.: 102**

**United States Patent and Trademark Office**

**Reg. No. 1,256,452**

**Registered Nov. 1, 1983**

**SERVICE MARK**  
**Supplemental Register**

**AMERICA'S FAVORITE FUND RAISING PRODUCTS CO.**

Richard L. Bramen (United States citizen), d.b.a.  
America's Favorite Fund Raising Products Co.  
8404 Sterling  
Kansas City, Mo. 64138

For: PROVIDING CONSULTING SERVICES  
TO INSTITUTIONS REGARDING FUND RAIS-  
ING THROUGH SALE OF PROMOTIONAL  
ITEMS, in CLASS 36 (U.S. Cl. 102).

First use Apr. 12, 1982; in commerce Apr. 12,  
1982.

Ser. No. 368,527, filed P.R. Jun. 7, 1982; Am. S.R.  
Apr. 14, 1983.

DOMINICK J. SALEMI, Examiner

**American Italian Pasta Company**

**v.**

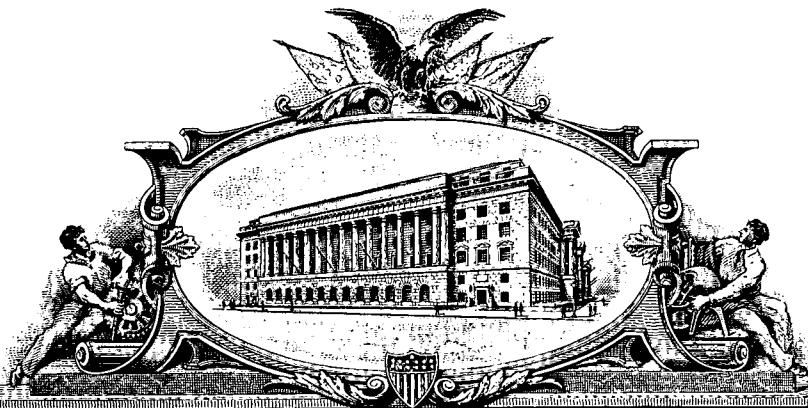
**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 208**



7033011



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office**

**October 05, 2006**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 3,080,992 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *April 11, 2006*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant***

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

**T. LAWRENCE  
Certifying Officer**



**Int. Cl.: 28**

**Prior U.S. Cls.: 22, 23, 38, and 50**

**United States Patent and Trademark Office**

**Reg. No. 3,080,992**

**Registered Apr. 11, 2006**

**TRADEMARK  
SUPPLEMENTAL REGISTER**

**AMERICA'S FAVORITE  
TACKLEBOXES**

PLANO MOLDING COMPANY (ILLINOIS COR-  
PORATION)

431 EAST SOUTH STREET

PLANO, IL 60545

FOR: FISHING TACKLE ORGANIZERS, NAME-  
LY, FISHING TACKLE CONTAINERS, IN CLASS 28  
(U.S. CLS. 22, 23, 38 AND 50).

FIRST USE 6-30-2004; IN COMMERCE 6-30-2004.

THE MARK CONSISTS OF STANDARD CHAR-  
ACTERS WITHOUT CLAIM TO ANY PARTICULAR  
FONT, STYLE, SIZE, OR COLOR.

NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE TACKLEBOXES, APART FROM  
THE MARK AS SHOWN.

SER. NO. 78-516,308, FILED P.R. 11-12-2004; AM.  
S.R. 2-8-2006.

ALLISON HOLTZ, EXAMINING ATTORNEY

**American Italian Pasta Company**

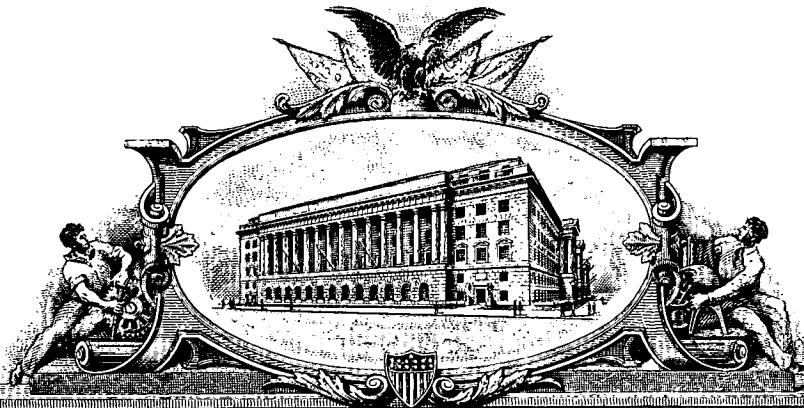
**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 209**

7033011



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**October 04, 2006**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,586,795 IS  
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND  
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN  
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES  
PATENT AND TRADEMARK OFFICE.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *June 25, 2002***

**SAID RECORDS SHOW TITLE TO BE IN:**

***WEST MARINE IHC I, INC.***

***A CALIFORNIA CORPORATION***

**By Authority of the**

**Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

*M. Tarver*

**M. TARVER**

**Certifying Officer**



**Int. Cls.: 16 and 35**

**Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, 50, 100, 101, and 102**

**United States Patent and Trademark Office**

**Reg. No. 2,586,795**

**Registered June 25, 2002**

**TRADEMARK  
SERVICE MARK  
SUPPLEMENTAL REGISTER**

**AMERICA'S FAVORITE BOATING SUPPLY SOURCE**

WEST MARINE IHC II, INC. (CALIFORNIA CORPORATION)  
500 WESTRIDGE DRIVE  
WATSONVILLE, CA 95076

FOR: CATALOGS DEALING WITH MARINE PRODUCTS, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 5-0-1999; IN COMMERCE 5-0-1999.

FOR: MAIL ORDER SERVICES IN THE FIELD OF NAUTICAL APPAREL; RETAIL STORE, WHOLESALE STORE, CATALOG SERVICES AND DISTRIBUTING IN THE FIELD OF BOATING RELATED PRODUCTS, CLOTHING, BAGS, BOOTS, BOATING ACCESSORIES, BOAT EQUIPMENT AND ACCES-

SORIES, RADIOS, RADAR DETECTORS, PAINTS AND VARNISHES AT RETAIL AND WHOLESALE, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 5-0-1999; IN COMMERCE 5-0-1999.

OWNER OF U.S. REG. NOS. 1,581,444, 1,584,599, AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "BOATING SUPPLY SOURCE", APART FROM THE MARK AS SHOWN.

SER. NO. 76-049,771, FILED P.R. 5-16-2000; AM. S.R. 1-22-2002.

LINDA MICKLEBURGH, EXAMINING ATTORNEY

**American Italian Pasta Company**

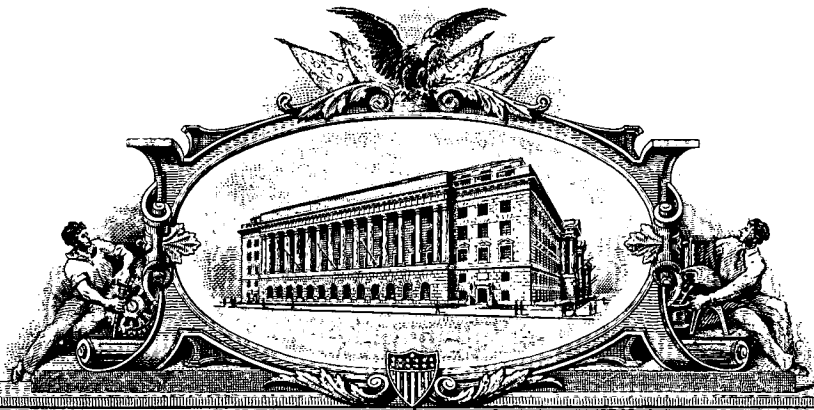
**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 210**

7033011



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME;**

**UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office**

**October 04, 2006**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,535,729 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *February 05, 2002*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant***

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

**M. TARVER  
Certifying Officer**



**Int. Cl.: 41**

**Prior U.S. Cls.: 100, 101 and 107**

**Reg. No. 2,535,729**

**United States Patent and Trademark Office**

**Registered Feb. 5, 2002**

**SERVICE MARK  
PRINCIPAL REGISTER**

**AMERICA'S FAVORITE GOLF SCHOOLS**

**FLORIDA GOLF SCHOOL, INC., THE (FLORIDA  
CORPORATION), DBA UNITED STATES  
GOLF TEACHERS FEDERATION  
P.O. BOX 3325  
FORT PIERCE, FL 34948**

**FOR: ENTERTAINMENT IN THE NATURE OF  
COMPETITIONS IN THE FIELD OF GOLF; ENTER-  
TAINMENT IN THE NATURE OF GOLF TOURNA-  
MENTS; ORGANIZING GOLF EXHIBITIONS FOR  
SPORTING AND ENTERTAINMENT PURPOSES;  
EDUCATIONAL SERVICES, NAMELY, CONDUCT-  
ING CLASSES, SEMINARS, CONFERENCES,  
WORKSHOPS IN THE FIELD OF GOLF FOR PRO-  
FESSIONAL INSTRUCTORS AND DISTRIBUTING  
COURSE MATERIALS IN CONNECTION THERE-  
WITH; EDUCATIONAL DEMONSTRATION FOR**

**INSTRUCTORS IN THE FIELD OF GOLF, IN CLASS  
41 (U.S. CLS. 100, 101 AND 107).**

**FIRST USE 10-15-1994; IN COMMERCE 10-15-1994.**

**NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "GOLF SCHOOLS", APART FROM  
THE MARK AS SHOWN.**

**SEC. 2(F).**

**SER. NO. 76-015,835, FILED 4-3-2000.**

**CHRISTOPHER ADKINS, EXAMINING ATTOR-  
NEY**



**American Italian Pasta Company**

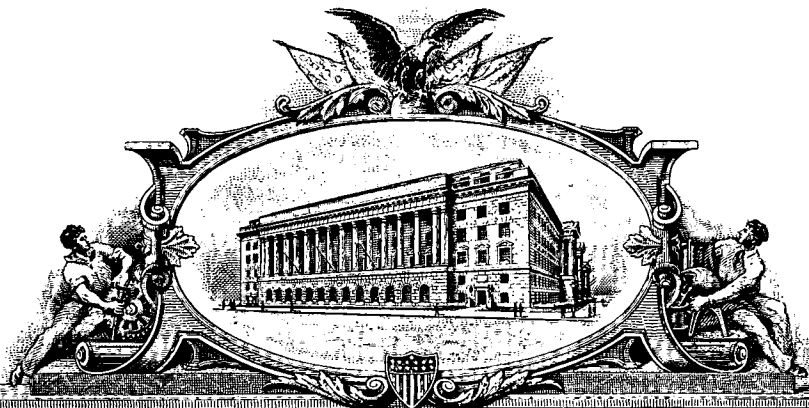
**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 211**

7033011



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**October 04, 2006**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,098,790 IS  
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND  
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN  
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES  
PATENT AND TRADEMARK OFFICE.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *September 23, 1997*  
SECTION 8 & 15**

**SAID RECORDS SHOW TITLE TO BE IN:**

***PROMARK BRANDS INC.***

***A IDAHO CORPORATION***

**By Authority of the  
Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

*M. Tarver*

**M. TARVER**

**Certifying Officer**



**Int. Cl.: 30**

**Prior U.S. Cl.: 46**

**Reg. No. 2,098,790**

**United States Patent and Trademark Office**

**Registered Sep. 23, 1997**

**TRADEMARK  
PRINCIPAL REGISTER**

**AMERICA'S FAVORITE KETCHUP**

**H. J. HEINZ COMPANY (PENNSYLVANIA  
CORPORATION)  
1062 PROGRESS STREET  
PITTSBURGH, PA 15212**

**FOR: CONDIMENTS, NAMELY, KETCHUP,  
IN CLASS 30 (U.S. CL. 46).**

**FIRST USE 6-0-1992; IN COMMERCE  
6-0-1992.**

**NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "KETCHUP" , APART FROM  
THE MARK AS SHOWN.  
SEC. 2(F).**

**SER. NO. 75-068,756, FILED 3-7-1996.**

**DARLENE BULLOCK, EXAMINING ATTOR-  
NEY**

**American Italian Pasta Company**

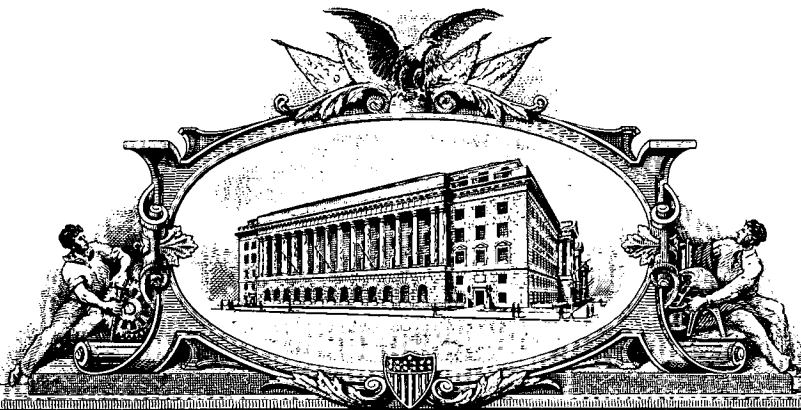
**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 212**

7033011



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**October 05, 2006**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 1,924,317 IS  
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND  
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN  
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES  
PATENT AND TRADEMARK OFFICE.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *October 03, 1995***

**1st RENEWAL FOR A TERM OF 10 YEARS FROM *October 03, 2005***

**SECTION 8 & 15**

**SAID RECORDS SHOW TITLE TO BE IN:**

***Registrant***

**By Authority of the**

**Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

**E. BORNETT**

**Certifying Officer**



**Int. Cl.: 42**

**Prior U.S. Cls.: 100 and 101**

**United States Patent and Trademark Office**

**Reg. No. 1,924,317**

**Registered Oct. 3, 1995**

**SERVICE MARK  
PRINCIPAL REGISTER**

**BUMPERS AMERICA'S FAVORITE FOODS**

BUMPERS DRIVE OF AMERICA, INC. (MISSISSIPPI CORPORATION)  
HIGHWAY 7 NORTH  
P.O. BOX 1163  
GREENWOOD, MS 38930

OWNER OF U.S. REG. NO. 1,760,441.  
NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "AMERICA'S FAVORITE  
FOODS", APART FROM THE MARK AS  
SHOWN.

FOR: RESTAURANT SERVICES, IN CLASS  
42 (U.S. CLS. 100 AND 101).

FIRST USE 12-15-1992; IN COMMERCE  
3-1-1993.

SER. NO. 74-584,436, FILED 10-12-1994.

GEOFFREY FOSDICK, EXAMINING ATTORNEY

**American Italian Pasta Company**

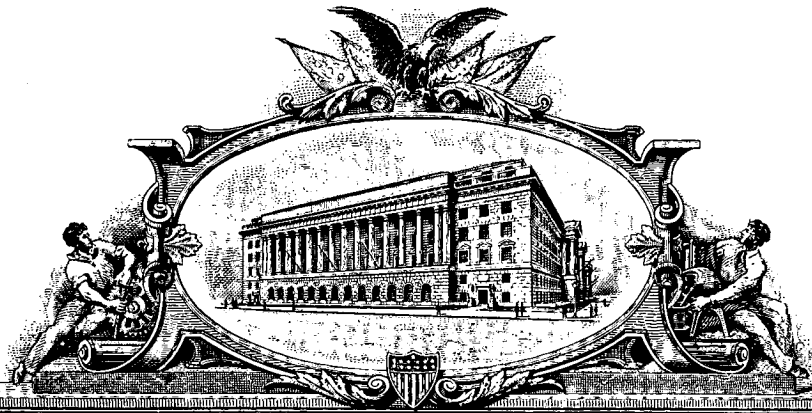
**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 213**

7033011



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**October 05, 2006**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 2,520,689 IS  
CERTIFIED TO BE A TRUE COPY OF THE REGISTRATION ISSUED BY  
THE UNITED STATES PATENT AND TRADEMARK OFFICE WHICH  
REGISTRATION IS IN FULL FORCE AND EFFECT.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *December 18, 2001*  
SAID RECORDS SHOW TITLE TO BE IN: *Registrant***

**By Authority of the**

**Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

**P. SWAIN**

**Certifying Officer**





**Int. Cl.: 42**

**Prior U.S. Cls.: 100 and 101**

**United States Patent and Trademark Office**

**Reg. No. 2,520,689**

**Registered Dec. 18, 2001**

**SERVICE MARK  
PRINCIPAL REGISTER**

**AMERICA'S FAVORITE WAY TO PAY**

CHECK PAYMENT SYSTEMS ASSOCIATION,  
INC. (NEW YORK NOT-FOR-PROFIT COR-  
PORATION)  
1200 19TH STREET, N.W., SUITE 300  
WASHINGTON, DC 20036

FIRST USE 9-0-2000; IN COMMERCE 9-0-2000.

SN 75-658,312, FILED 3-11-1999.

FOR: ASSOCIATION SERVICES, NAMELY PRO-  
MOTING THE INTERESTS OF THE PAPER CHECK  
INDUSTRY, IN CLASS 42 (U.S. CLS. 100 AND 101).

MARC LEIPZIG, EXAMINING ATTORNEY

**American Italian Pasta Company**

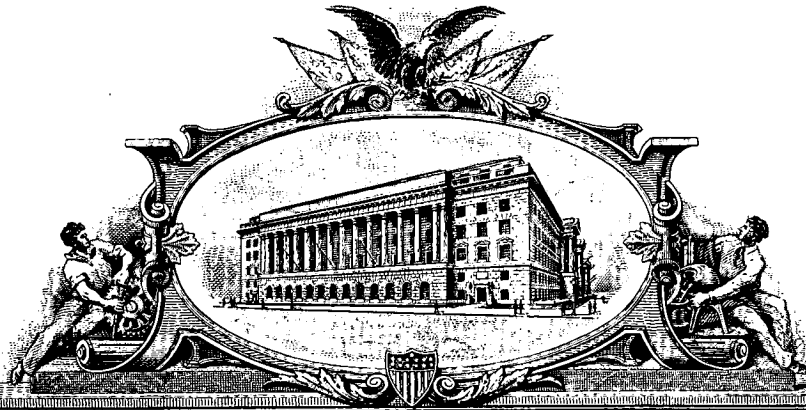
**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 214**

7033011



# THE UNITED STATES OF AMERICA

**TO ALL TO WHOM THESE PRESENTS SHALL COME:**

**UNITED STATES DEPARTMENT OF COMMERCE**

**United States Patent and Trademark Office**

**October 04, 2006**

**THE ATTACHED U.S. TRADEMARK REGISTRATION 1,638,019 IS  
CERTIFIED TO BE A TRUE COPY WHICH IS IN FULL FORCE AND  
EFFECT WITH NOTATIONS OF ALL STATUTORY ACTIONS TAKEN  
THEREON AS DISCLOSED BY THE RECORDS OF THE UNITED STATES  
PATENT AND TRADEMARK OFFICE.**

**REGISTERED FOR A TERM OF 10 YEARS FROM *March 21, 1991***

**1st RENEWAL FOR A TERM OF 10 YEARS FROM *March 21, 1991***

**SECTION 8**

**SAID RECORDS SHOW TITLE TO BE IN:**

***MCKEE FOODS KINGMAN, INC.***

***A ARIZONA CORPORATION***

**By Authority of the**

**Under Secretary of Commerce for Intellectual Property  
and Director of the United States Patent and Trademark Office**

**M. TARVER**

**Certifying Officer**



Int. Cl.: 30

Prior U.S. Cl.: 46

**United States Patent and Trademark Office** **Reg. No. 1,638,019**  
Registered Mar. 12, 1991

**TRADEMARK  
SUPPLEMENTAL REGISTER**

**AMERICA'S SNACK FAVORITE**

MCKEE BAKING COMPANY (TENNESSEE  
CORPORATION)  
P.O. BOX 750  
COLLEGE DALE, TN 37315

OWNER OF U.S. REG. NO. 1,542,109.

SER. NO. 74-044,195, FILED P.R. 3-30-1990;  
AM. S.R. 11-14-1990.

FOR: SNACK CAKES, IN CLASS 30 (U.S. CL.  
46).

FIRST USE 12-0-1989; IN COMMERCE  
12-0-1989.

CATHY THORNSTEINSON, EXAMINING AT-  
TORNEY

**American Italian Pasta Company**

**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 215**

**Drawing Page**

**Serial Number:**

78136708

**Applicant:**

Barilla Alimentare S.p.A.  
Via Mantova 166  
Parma PR Italy 43100



**Goods and Services:**

PASTA, PASTA PRODUCTS, SAUCES FOR PASTA

**Mark:**

BARILLA - AMERICA'S PREFERRED PASTA



NO OCR



06-18-2002

**Internet Transmission Date:**  
2002/06/18

**Serial Number:**  
78136708

**Filing Date:**  
2002/06/18



TRADEMARK APPLICATION

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

TOTAL FEES PAID: \$325

RAM SALE NUMBER: 136  
RAM ACCOUNTING DATE: 20020619



NO OCR



06-18-2002

&lt;SERIAL NUMBER&gt; 78136708

&lt;FILING DATE&gt; 06/18/2002

## &lt;DOCUMENT INFORMATION&gt;

&lt;TRADEMARK/SERVICEMARK APPLICATION&gt;

&lt;VERSION 1.24&gt;

## &lt;APPLICANT INFORMATION&gt;

<NAME> Barilla Alimentare S.p.A.  
<STREET> Via Mantova 166  
<CITY> Parma PR  
<COUNTRY> Italy  
<ZIP/POSTAL CODE> 43100

## &lt;APPLICANT ENTITY INFORMATION&gt;

&lt;CORPORATION: STATE/COUNTRY OF INCORPORATION&gt; Italy

## &lt;TRADEMARK/SERVICEMARK INFORMATION&gt;

&lt;MARK&gt; BARILLA - AMERICA'S PREFERRED PASTA

&lt;TYPED FORM&gt; Yes

\* Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). \*

## &lt;BASIS FOR FILING AND GOODS/SERVICES INFORMATION&gt;

&lt;INTENT TO USE: SECTION 1(b)&gt; Yes

\* Applicant has a bona fide intention to use or use through a related company the mark in commerce on or in connection with the below-identified goods/services. (15 U.S.C. Section 1051(b), as amended.) \*

&lt;INTERNATIONAL CLASS NUMBER&gt; 030

&lt;LISTING OF GOODS AND/OR SERVICES&gt; PASTA, PASTA PRODUCTS, SAUCES FOR PASTA

## &lt;ATTORNEY INFORMATION&gt;

<NAME> G. Franklin Rothwell  
<STREET> 1425 K Street, NW Suite 800  
<CITY> Washington  
<STATE> DC  
<COUNTRY> USA  
<ZIP/POSTAL CODE> 20005  
<FIRM NAME> Rothwell, Figg, Ernst & Manbeck, P.C.  
<TELEPHONE NUMBER> 202-783-6040



<FAX NUMBER> 202-783-6031  
<ATTORNEY DOCKET NUMBER> 2778-132  
<OTHER APPOINTED ATTORNEY(S)> Anne M. Sterba; Robert H. Cameron

**<DOMESTIC REPRESENTATIVE FOR FOREIGN APPLICANT>**

\* is hereby appointed applicant's representative upon whom notice or process in the proceedings affecting the mark may be served \*

<NAME> G. Franklin Rothwell  
<STREET> 1425 K Street, NW Suite 800  
<CITY> Washington  
<STATE> DC  
<ZIP CODE> 20005  
<FIRM NAME> Rothwell, Figg, Ernst & Manbeck, P.C.  
<TELEPHONE NUMBER> 202-783-6040  
<FAX NUMBER> 202-783-6031

**<FEE INFORMATION>**

<TOTAL FEES PAID> 325  
<NUMBER OF CLASSES PAID> 1  
<NUMBER OF CLASSES> 1

**<LAW OFFICE INFORMATION>**

<E-MAIL ADDRESS FOR CORRESPONDENCE> N/A

**<SIGNATURE AND OTHER INFORMATION>**

\* PTO-Application Declaration: The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

\*

<SIGNATURE> /Robert H. Cameron/  
<DATE> 06/18/2002  
<NAME> Robert H. Cameron  
<TITLE> Attorney for Applicant

**<MAILING ADDRESS>**

<LINE> G. Franklin Rothwell  
<LINE> Rothwell, Figg, Ernst & Manbeck, P.C.  
<LINE> 1425 K Street, NW  
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E-MAIL ADDRESS FOR ACKNOWLEDGMENT> [bmanning@rothwellfigg.com](mailto:bmanning@rothwellfigg.com)

**American Italian Pasta Company**

**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 216**

**Drawing Page**

**Serial Number:**

78136706

**Applicant:**

Barilla Alimentare S.p.A.  
Via Mantova 166  
Parma PA Italy 43100



**Goods and Services:**

PASTA, PASTA PRODUCTS, SAUCES FOR PASTA

**Mark:**

BARILLA - AMERICA'S #1 PASTA



NO OCR



06-18-2002

**Internet Transmission Date:**  
2002/06/18

**Serial Number:**  
78136706

**Filing Date:**  
2002/06/18



TRADEMARK APPLICATION

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

TOTAL FEES PAID: \$325

RAM SALE NUMBER: 133  
RAM ACCOUNTING DATE: 20020619



NO OCR



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<FILING DATE> 06/18/2002

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<VERSION 1.24>

<APPLICANT INFORMATION>

<NAME> Barilla Alimentare S.p.A.  
<STREET> Via Mantova 166  
<CITY> Parma PA  
<COUNTRY> Italy  
<ZIP/POSTAL CODE> 43100

<APPLICANT ENTITY INFORMATION>

<CORPORATION: STATE/COUNTRY OF INCORPORATION> Italy

<TRADEMARK/SERVICEMARK INFORMATION>

<MARK> BARILLA - AMERICA'S #1 PASTA  
<TYPED FORM> Yes

\* Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). \*

<BASIS FOR FILING AND GOODS/SERVICES INFORMATION>

<INTENT TO USE: SECTION 1(b)> Yes

\* Applicant has a bona fide intention to use or use through a related company the mark in commerce on or in connection with the below-identified goods/services. (15 U.S.C. Section 1051(b), as amended.) \*

<INTERNATIONAL CLASS NUMBER> 030  
<LISTING OF GOODS AND/OR SERVICES> PASTA, PASTA PRODUCTS, SAUCES FOR PASTA

<ATTORNEY INFORMATION>

<NAME> G. Franklin Rothwell, Esq.  
<STREET> 1425 K Street, NW Suite 800  
<CITY> Washington  
<STATE> DC  
<COUNTRY> USA  
<ZIP/POSTAL CODE> 20005  
<FIRM NAME> Rothwell, Figg, Ernst & Manbeck, P.C.  
<TELEPHONE NUMBER> 202-783-6040

<FAX NUMBER> 202-783-6031  
<ATTORNEY DOCKET NUMBER> 2778-126  
<OTHER APPOINTED ATTORNEY(S)> Robert H. Cameron; Anne M. Sterba

**<DOMESTIC REPRESENTATIVE FOR FOREIGN APPLICANT>**

\* is hereby appointed applicant's representative upon whom notice or process in the proceedings affecting the mark may be served \*

<NAME> G. Franklin Rothwell, Esq.  
<STREET> 1425 K Street, NW Suite 800  
<CITY> Washington  
<STATE> DC  
<ZIP CODE> 20005  
<FIRM NAME> Rothwell, Figg, Ernst & Manbeck, P.C.  
<TELEPHONE NUMBER> 202-783-6040  
<FAX NUMBER> 202-783-6031

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**<LAW OFFICE INFORMATION>**

<E-MAIL ADDRESS FOR CORRESPONDENCE> N/A

**<SIGNATURE AND OTHER INFORMATION>**

\* PTO-Application Declaration: The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

\*

<SIGNATURE> /Robert H. Cameron/  
<DATE> 06/18/2002  
<NAME> Robert H. Cameron  
<TITLE> Attorney for Applicant

**<MAILING ADDRESS>**

<LINE> G. Franklin Rothwell, Esq.  
<LINE> Rothwell, Figg, Ernst & Manbeck, P.C.  
<LINE> 1425 K Street, NW  
<LINE> Suite 800  
<LINE> Washington DC 20005

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E-MAIL ADDRESS FOR ACKNOWLEDGMENT> bmannings@rothwellfigg.com



**American Italian Pasta Company**

**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 217**

**Drawing Page**

**Serial Number:**

78136703

**Applicant:**

Barilla Alimentare S.p.A.  
Via Mantova 166  
Parma PR Italy 43100



**Goods and Services:**

PASTA, PASTA PRODUCTS, SAUCES FOR PASTA

**Mark:**

BARILLA - AMERICA'S FAVORITE PASTA



NO OCR



06-18-2002

**Internet Transmission Date:**  
2002/06/18

**Serial Number:**  
78136703

**Filing Date:**  
2002/06/18



TRADEMARK APPLICATION

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

TOTAL FEES PAID: \$325

RAM SALE NUMBER: 127  
RAM ACCOUNTING DATE: 20020619



NO OCR



06-18-2002

&lt;SERIAL NUMBER&gt; 78136703

&lt;FILING DATE&gt; 06/18/2002

## &lt;DOCUMENT INFORMATION&gt;

&lt;TRADEMARK/SERVICEMARK APPLICATION&gt;

&lt;VERSION 1.24&gt;

## &lt;APPLICANT INFORMATION&gt;

<NAME> Barilla Alimentare S.p.A.  
<STREET> Via Mantova 166  
<CITY> Parma PR  
<COUNTRY> Italy  
<ZIP/POSTAL CODE> 43100

## &lt;APPLICANT ENTITY INFORMATION&gt;

&lt;CORPORATION: STATE/COUNTRY OF INCORPORATION&gt; Italy

## &lt;TRADEMARK/SERVICEMARK INFORMATION&gt;

&lt;MARK&gt; BARILLA - AMERICA'S FAVORITE PASTA

&lt;TYPED FORM&gt; Yes

\* Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). \*

## &lt;BASIS FOR FILING AND GOODS/SERVICES INFORMATION&gt;

&lt;INTENT TO USE: SECTION 1(b)&gt; Yes

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&lt;INTERNATIONAL CLASS NUMBER&gt; 030

&lt;LISTING OF GOODS AND/OR SERVICES&gt; PASTA, PASTA PRODUCTS, SAUCES FOR PASTA

## &lt;ATTORNEY INFORMATION&gt;

<NAME> G. Franklin Rothwell, Esq.  
<STREET> 1425 K Street, NW Suite 800  
<CITY> Washington  
<STATE> DC  
<COUNTRY> USA  
<ZIP/POSTAL CODE> 20005  
<FIRM NAME> Rothwell, Figg, Ernst & Manbeck, P.C.  
<TELEPHONE NUMBER> 202-783-6040

<FAX NUMBER> 202-783-6031  
<ATTORNEY DOCKET NUMBER> 2778-127  
<OTHER APPOINTED ATTORNEY(S)> Robert H. Cameron; Anne M. Sterba

**<DOMESTIC REPRESENTATIVE FOR FOREIGN APPLICANT>**

\* is hereby appointed applicant's representative upon whom notice or process in the proceedings affecting the mark may be served \*

<NAME> G. Franklin Rothwell, Esq.  
<STREET> 1425 K Street, NW Suite 800  
<CITY> Washington  
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**<FEE INFORMATION>**

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**<LAW OFFICE INFORMATION>**

<E-MAIL ADDRESS FOR CORRESPONDENCE> N/A

**<SIGNATURE AND OTHER INFORMATION>**

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\*

<SIGNATURE> /Robert H. Cameron/  
<DATE> 06/18/2002  
<NAME> Robert H. Cameron  
<TITLE> Attorney for Applicant

**<MAILING ADDRESS>**

<LINE> G. Franklin Rothwell, Esq.  
<LINE> Rothwell, Figg, Ernst & Manbeck, P.C.  
<LINE> 1425 K Street, NW  
<LINE> Suite 800  
<LINE> Washington DC 20005

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E-MAIL ADDRESS FOR ACKNOWLEDGMENT> bmanning@rothwellfigg.com

**American Italian Pasta Company**

**v.**

**Barilla Alimentare S.P.A.**

***Opposition No. 91161373***

**Opposer's Exhibit 218**

**Drawing Page**

**Serial Number:**

78136701

**Applicant:**

Barilla Alimentare S.p.A.  
Via Mantova 166  
Parma PR Italy 43100



**Goods and Services:**

PASTA, PASTA PRODUCTS, SAUCES FOR PASTA

**Mark:**

BARILLA - AMERICA'S BEST PASTA



NO OCR



06-18-2002



**Internet Transmission Date:**  
2002/06/18

**Serial Number:**  
78136701

**Filing Date:**  
2002/06/18



TRADEMARK APPLICATION

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

TOTAL FEES PAID: \$325

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RAM ACCOUNTING DATE: 20020619

  
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06-18-2002

&lt;SERIAL NUMBER&gt; 78136701

&lt;FILING DATE&gt; 06/18/2002

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&lt;TRADEMARK/SERVICEMARK APPLICATION&gt;

&lt;VERSION 1.24&gt;

## &lt;APPLICANT INFORMATION&gt;

<NAME> Barilla Alimentare S.p.A.  
<STREET> Via Mantova 166  
<CITY> Parma PR  
<COUNTRY> Italy  
<ZIP/POSTAL CODE> 43100

## &lt;APPLICANT ENTITY INFORMATION&gt;

&lt;CORPORATION: STATE/COUNTRY OF INCORPORATION&gt; Italy

## &lt;TRADEMARK/SERVICEMARK INFORMATION&gt;

&lt;MARK&gt; BARILLA - AMERICA'S BEST PASTA

&lt;TYPED FORM&gt; Yes

\* Applicant requests registration of the above-identified trademark/service mark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq., as amended). \*

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&lt;INTENT TO USE: SECTION 1(b)&gt; Yes

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&lt;INTERNATIONAL CLASS NUMBER&gt; 030

&lt;LISTING OF GOODS AND/OR SERVICES&gt; PASTA, PASTA PRODUCTS, SAUCES FOR PASTA

## &lt;ATTORNEY INFORMATION&gt;

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<ATTORNEY DOCKET NUMBER> 2778-128  
<OTHER APPOINTED ATTORNEY(S)> Robert H. Cameron; Anne M. Sterba

**<DOMESTIC REPRESENTATIVE FOR FOREIGN APPLICANT>**

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**<LAW OFFICE INFORMATION>**

<E-MAIL ADDRESS FOR CORRESPONDENCE> N/A

**<SIGNATURE AND OTHER INFORMATION>**

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\*

<SIGNATURE> /Robert H. Cameron/  
<DATE> 06/18/2002  
<NAME> Robert H. Cameron  
<TITLE> Attorney for Applicant

78136701

**<MAILING ADDRESS>**

<LINE> G. Franklin Rothwell, Esq.  
<LINE> Rothwell, Figg, Ernst & Manbeck, P.C.  
<LINE> 1425 K Street, NW Suite 800  
<LINE> Washington DC 20005

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